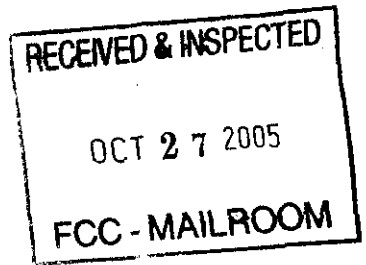


ROVILLARD & BLEE, L.L.C.
ATTORNEYS AT LAW

8025 BLACK HORSE PIKE
BAYPORT ONE, SUITE 455
WEST ATLANTIC CITY, NEW JERSEY 08232

(609) 347-7301
FACSIMILE (609) 344-5044



HANK N. ROVILLARD
MICHAEL J. BLEE (NJ & PA BAR)
EDWARD O. LIND, III (NJ & PA BAR)

DOCKET FILE COPY ORIGINAL

Of Counsel
LEONARD E. SCHWARTZ
(NJ & NY BAR)

October 25, 2005

Federal Communications Commission
OFFICE OF THE SECRETARY
445 - 12th Street, SW
Washington, DC 20554
VIA FEDERAL EXPRESS OVERNIGHT DELIVERY

**Re: In the matter of Request for Review by RelComm, Inc. of Decision of
Universal Service Administrator
CC Docket No. 02-6, SLD Decision 1022916 and 1023492
Year Six E-Rate decisions
Billed Entity #123420: Atlantic City Board of Education**

**In the matter of Request for Review by RelComm, Inc. of Decision of
Universal Service Administrator
CC Docket No. 02-6
SLD Decisions 1185824, 1185996, 1185946, 1185717, 1185789 and 1185745
Year Seven E-Rate Decisions dated January 11, 2005
Billed Entity #123420: Atlantic City Board of Education**

To Whom It May Concern:

Please be advised that this firm represents the interests of the Atlantic City Board of Education (ACBOE) with regard to the above referenced matters. Enclosed herewith please find the following:

- (X) A letter directed to the Federal Communications Commission, Office of the Secretary, 9300 East Hampton Drive, Capital Heights, Maryland 20743 (O & 4).

Respectfully submitted,

Michael J. Blee, Esquire
Rovillard & Blee, L.L.C.

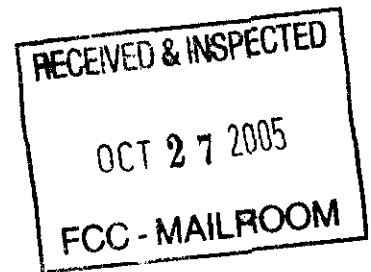
MJB:ld
enclosures

No. of Copies rec'd 0 + 4
List A B C D E

ROVILLARD & BLEE, L.L.C.
ATTORNEYS AT LAW

8025 BLACK HORSE PIKE
BAYPORT ONE, SUITE 455
WEST ATLANTIC CITY, NEW JERSEY 08232

(609) 347-7301
FACSIMILE (609) 344-5044



HANK N. ROVILLARD
MICHAEL J. BLEE (NJ & PA BAR)
EDWARD O. LIND, III (NJ & PA BAR)

Of Counsel
LEONARD E. SCHWARTZ
(NJ & NY BAR)

October 25, 2005

Federal Communications Commission
OFFICE OF THE SECRETARY
9300 East Hampton Drive
Capital Heights, Maryland 20743

**Re: In the matter of Request for Review by RelComm, Inc. of Decision of
Universal Service Administrator
CC Docket No. 02-6, SLD Decision 1022916 and 1023492
Year Six E-Rate decisions
Billed Entity #123420: Atlantic City Board of Education**

**In the matter of Request for Review by RelComm, Inc. of Decision of
Universal Service Administrator
CC Docket No. 02-6
SLD Decisions 1185824, 1185996, 1185946, 1185717, 1185789 and 1185745
Year Seven E-Rate Decisions dated January 11, 2005
Billed Entity #123420: Atlantic City Board of Education**

Dear Sirs or Madams:

This firm represents the interests of the Atlantic City Board of Education in the above captioned matters.

Attached hereto as Exhibit "A" is correspondence from the Petitioner, RelComm, Inc., requesting the withdrawal of Requests for Review in both Year Six and Seven, which was recently filed with the Federal Communications Commission. Based upon this withdrawal, we would ask that you immediately release all funds due and owing to the Atlantic City School District. The computer system in the district is failing and requires upgrading as soon as possible. Both of these appeals have been pending for an extremely long period of time and the district certainly has suffered as a result of this delay.

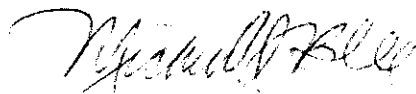
With respect to Year Six, on August 8, 2004, RelComm filed a Request for Review, along with a Statement of Relevant Facts. Subsequently, on or about October 14, 2004, the Atlantic City Board of Education filed a Petition for Waiver of 47 C.F.R. Section 54.721(d) and 54.725 and a Response on Behalf of the Atlantic City Board of Education and Alemar

Consulting to the Request for Review. With respect to the Request of Waiver of 47 C.F.R. Section 54.725, the Atlantic City Board of Education sought a Waiver of the automatic stay effectuated by the filing of the Request of Review for RelComm. As we indicated in the Atlantic City Board of Education's request, the act of filing the appeal thwarted the district's efforts to make effective use of its existing technology, as well as to undertake its new procurements. The Federal Communications Commission did not rule on this request for waiver, which has now been requested a year ago. Since RelComm has now voluntarily withdrawn its Request for Review, this entire matter is now moot and we would respectfully request that the Federal Communications Commission release funds for the Year Six E-Rate Award totaling approximately \$3,594,969.00 immediately to the Atlantic City School District.

RelComm's appeal of the Year Seven decision as set forth above is even more egregious. In that case, the Petitioner, RelComm, Inc., filed its appeal to the Federal Communications Commission on or about February 26, 2005. The Atlantic City Board of Education filed a Motion to Dismiss RelComm's Request for Review of the Universal Service Administrator's Decision due to lack of standing. RelComm was not affected or aggrieved in a manner in which it could establish a plausible interest to justify its filing of this Request for Review. RelComm voluntarily chose not to submit a bid in response to Atlantic City Board of Education's posting of form for Seven Year applications. Accordingly, it was the Atlantic City School District's argument that RelComm had no right to appeal the Administrator's decision. The Atlantic City Board of Education filed this Motion on or about March 15, 2005. The Year Seven Appeals were for a total of approximately \$762,866.00. Once again, the School District has been crippled as a result of this long and lengthy appeal, which is now voluntarily withdrawn by RelComm.

The Atlantic City Board of Education respectfully requests that all funding awards be released to the School District for the above mentioned reasons immediately. The appeals have been voluntarily withdrawn by the Petitioner and there is no reason for the Atlantic City School District to continue to suffer.

Respectfully submitted,



Michael J. Blee, Esquire
Rovillard & Blee, L.L.C.

MJB:ld
enclosure

cc: Schools and Library Division (via First Class Mail)
Ralph Kelly, Esquire (via First Class Mail)
Arthur Murray, Esquire (via First Class Mail)
Deborah Weinstein, Esquire (via First Class Mail)
Fredrick P. Nickles, Superintendent of Schools (via Facsimile 609-345-3268)
Christopher A. Brown, Esquire (via Facsimile 609-344-8271)
Lisa Mooney, Business Administrator/Secretary (via Facsimile 609-347-1549)
Debra M. Kriete (via First Class Mail)



ATTORNEYS AT LAW • A PROFESSIONAL CORPORATION

1810 Chapel Avenue West
Cherry Hill, NJ 08002
(856) 661-1900
Fax: (856) 661-1919
www.flastergreenberg.com

J. PHILIP KIRCHNER, ESQUIRE
Member of NJ & PA Bar
Direct Dial (856) 661-2268
E-Mail: phil.kirchner@flastergreenberg.com
PLEASE RESPOND TO CHERRY HILL

October 20, 2005

Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capitol Heights, MD 20743

**Re: IN THE MATTER OF REQUEST FOR REVIEW BY RELCOMM, INC. OF
DECISION OF UNIVERSAL SERVICE ADMINISTRATOR
CC Docket No. 02-6
SLD decision 1022916 and 1023492
Year Six E-Rate decisions
Billed entity #123420: Atlantic City Board of Education**

**IN THE MATTER OF REQUEST FOR REVIEW BY RELCOMM, INC. OF
DECISION OF UNIVERSAL SERVICE ADMINISTRATOR
CC Docket No. 02-6
SLD decisions 1185824, 1185996, 1185946, 1185717, 1185789 and 1185745
Year Seven E-Rate decisions dated January 11, 2005
Billed entity #123420: Atlantic City Board of Education**

Dear Sirs or Madams:

In accordance with the terms of its settlement agreement with the Atlantic City Board of Education ("ACBOE"), which became effective by virtue of a formal resolution of the ACBOE on September 28, 2005, Petitioner, RelComm, Inc., hereby requests the withdrawal of the above Requests for Review. Thank you for your attention to this matter.

Very truly yours,

FLASTER/GREENBERG P.C.

J. Philip Kirchner

JPK/kd

cc: Michael Blee, Esquire
Joseph Lang, Esquire
Arthur Murray, Esquire
Deborah Weinstein, Esquire
Michael Shea

EXHIBIT "A"